S.B.Criminal Revision Petition No.62/2001

Ashok Kumar vs. State of Rajasthan & Anr.

23.8.2007

HON'BLE MR.JUSTICE G.S.SARRAF

Mr.G.C.Swarnkar for petitioners.
Mr.Ashwani Kumar Sharma, P.P.
None appeared for respondent No.2

This criminal revision petition is directed against the judgment dated 29th September, 2000 passed by Additional Chief Judicial Magistrate No.7, Jaipur City, Jaipur in criminal case No.721/1995 whereby respondent No.2 Raj Kumar was acquitted of the offences under Sections 279, 304A IPC and Section 134/187 of the Motor Vehicles Act.

I have gone through the impugned judgment and also the statements of the witnesses recorded by the trial court very carefully. There is no evidence on record to prove that respondent No.2 was driving the truck No.CIF 1677 which caused the accident. Considering all the evidence available on record I am of the opinion that no error or illegality has been committed by the trial court. The prosecution has failed to prove its case.

There is no merit in the revision petition and the same is dismissed.

(G.S.Sarraf),J.

bairwa